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15 | Attorneys for the ResCap Liquidating Trust

UNITED STATES BANKRUPTCY COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

19
20 In re:) Case No. 19-51455 (MEH)
21 HOME LOAN CENTER, INC.,) Chapter 11
22 Debtor.)
23) **NOTICE OF HEARING ON MOTION TO**
24) **CONVERT CASE TO CHAPTER 7**
25)
26) **Date:** August 29, 2019
) **Time:** 10:30 a.m.
) **Place:** Courtroom 11
) 280 South First Street
) San Jose, CA 95113
) **Judge:** Hon. M. Elaine Hammond

1 **TO THE UNITED STATES TRUSTEE, THE DEBTOR, CREDITORS AND ALL OTHER**
2 **PARTIES IN INTEREST:**

3 **PLEASE TAKE NOTICE** that a hearing will be held on August 29, 2019 at 10:30 a.m. in
4 the courtroom of the Hon. M. Elaine Hammond, 280 So. First Street, Courtroom 11, San Jose, CA
5 95113 on the Motion to Convert Case to Chapter 7 (the “Motion”) filed by creditor the ResCap
6 Liquidating Trust (“ResCap”).

7 The Motion is based upon this Notice and Motion and such other and further evidence and
8 argument to be presented prior to or at the hearing on the Motion. ResCap seeks conversion of this
9 case to chapter 7 for cause pursuant to Bankruptcy Code section 1112(b) on the basis that, among
10 other things: (i) there is a substantial and continuing diminution of the bankruptcy estate; (ii) there
11 is no reasonable likelihood of reorganization; (iii) an independent fiduciary is needed to pursue the
12 bankruptcy estate’s claims against insiders; (iv) the chapter 11 filing was not done in good faith; (v)
13 the creditors with the overwhelming majority of claims in the case support conversion; and (vi)
14 conversion is in the best interests of creditors.

15 **PLEASE TAKE FURTHER NOTICE** that any opposition to the Motion must be filed and
16 served no later than August 15, 2019.

17 **PLEASE TAKE FURTHER NOTICE** that any party may request a copy of the Motion
18 and the Declaration of Matthew R. Scheck via an electronic request to:
19 matthewscheck@quinnmanuel.com.

20 Dated: July 31, 2019

/s/ Stephen D. Finestone
Susheel Kirpalani
K. John Shaffer
Matthew R. Scheck
QUINN EMANUEL URQUHART & SULLIVAN,
LLP

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